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1	Annette W. Jarvis, Utah Bar No. 1649
٦	RAY QUINNEY & NEBEKER P.C.
2	36 South State Street, Suite 1400
3	P.O. Box 45385
	Salt Lake City, Utah 84145-0385
4	Telephone: (801) 532-1500
_	Facsimile: (801) 532-7543
5	Email: ajarvis@rqn.com
6	and
7	Lenard E. Schwartzer
7	Nevada Bar No. 0399
8	Jeanette E. McPherson
	Nevada Bar No. 5423
9	Schwartzer & McPherson Law Firm
	2850 South Jones Boulevard, Suite 1
10	Las Vegas, Nevada 89146-5308
11	Telephone: (702) 228-7590
11	Facsimile: (702) 892-0122
12	E-Mail: <u>bkfilings@s-mlaw.com</u>
	Attorneys for Debtors
13	UNITED

E-FILED ON JUNE 9, 2006

STATES BANKRUPTCY COURT DISTRICT OF NEVADA

In re: USA COMMERCIAL MORTGAGE COMPANY, Debtor. In re: USA CAPITAL REALTY ADVISORS, LLC, Debtor. Chapter 11 USA CAPITAL DIVERSIFIED TRUST DEED FUND, LLC, Debtor. USA CAPITAL FIRST TRUST DEED FUND, LLC, Debtor. In re: USA SECURITIES, LLC, Debtor. Affects: **☒** All Debtors ☐ USA Commercial Mortgage Company □ USA Securities, LLC ☐ USA Capital Realty Advisors, LLC ☐ USA Capital Diversified Trust Deed Fund, LLC

Case Nos. BK-S-06-10725 LBR Case Nos. BK-S-06-10726 LBR Case Nos. BK-S-06-10727 LBR Case Nos. BK-S-06-10728 LBR Case Nos. BK-S-06-10729 LBR

EX PARTE APPLICATION FOR ORDER SHORTENING TIME TO **HEAR DEBTORS' MOTION FOR** ORDER APPROVING AGREEMENT WITH INVESTMENT PARTNERS

(AFFECTS ALL DEBTORS)

Date: OST Requested for June 21, 2006 Time: OST Requested for 9:30 a.m.

☐ USA First Trust Deed Fund, LLC

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Lenard E. Schwartzer, Esq. of Schwartzer & McPherson Law Firm, attorney for the above
captioned debtors and debtors in possession (collectively "USA" or the "Debtors"), hereby files
this Application For An Order Shortening Time To Hear Debtors' Motion For Order Approving
Agreement With Investment Partners and in support thereof states as follows:

- 1. A Debtors' Motion For Order Approving Agreement With Investment Partners (the "Motion") has been filed. This Motion requests an order of the Court approving the security agreement and related promissory note recently given by USA Investment Partners, LLC to document a \$58.3 million obligation owed by Investment Partners and to provide collateral for that obligation (and other obligations owed by Investment Partners).
 - 2. Notice can be shortened pursuant to Bankruptcy Rule 9006(c)(1) and LR 9006(a).
- 3. This Motion is requested to be heard on shortened time because the Debtor needs to be able to enforce the security interest and is at risk until court approval is granted. The security agreement must also be fully vetted with creditors before it can be enforced. Omnibus hearings are currently scheduled in this matter on June 21, 2006 at 9:30 a.m. to hear other motions, and holding a hearing on the Motion at the same time would serve the interests of judicial economy. Further, the next hearing scheduled in this case is not until July 25, 2006, well after the time negotiations concerning a plan are anticipated to occur.

Dated: June 9, 2006

/s/ LENARD E. SCHWARTZER

Lenard E. Schwartzer, Nevada Bar No. 0399 Jeanette E. McPherson, Nevada Bar No. 5423 SCHWARTZER & MCPHERSON LAW FIRM 2850 South Jones Boulevard, Suite 1 Las Vegas, Nevada 89146

and

Annette W. Jarvis, Utah Bar No. 1649 RAY QUINNEY & NEBEKER P.C. 36 South State Street, Suite 1400 P.O. Box 45385 Salt Lake City, Utah 84145-0385